

# HOUSE JOURNAL

OF THE

## IDAHO LEGISLATURE

SECOND REGULAR SESSION  
FIFTY-NINTH LEGISLATURE

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**SIXTIETH LEGISLATIVE DAY  
THURSDAY, MARCH 6, 2008**

House of Representatives

The House convened at 10:00 a.m., the Speaker in the Chair.

Roll call showed all members present.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Nicole Wilson, Page.

### Approval of Journal

March 6, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Fifty-ninth Legislative Day and recommend that same be adopted as corrected.

CLARK, Chairman

Mr. Clark moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

### Consideration of Messages from the Governor and the Senate

OFFICE OF THE GOVERNOR  
Boise

March 5, 2008

The Honorable Lawrence Denney  
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I have signed today and am transmitting to the Secretary of State the following House Bills, to wit:

**H 351, H 366, H 378, H 381, H 385, as amended, H 388, H 409, H 429, and H 457**

As Always - Idaho, "Esto Perpetua"  
/s/ C. L. "Butch" Otter  
Governor

March 5, 2008

Mr. Speaker:

I transmit herewith enrolled **S 1268, S 1318**, as amended, **S 1321**, as amended, **S 1326, S 1327, S 1328, S 1333, S 1334**, and **S 1357** for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled **S 1268, S 1318**, as amended, **S 1321**, as amended, **S 1326, S 1327, S 1328, S 1333, S 1334**, and **S 1357** and, when so signed, ordered them returned to the Senate.

March 5, 2008

Mr. Speaker:

I return herewith enrolled **HCR 38** which has been signed by the President.

WOOD, Secretary

Enrolled **HCR 38** was referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

March 5, 2008

Mr. Speaker:

I transmit herewith **S 1451, S 1452, S 1453**, and **S 1454** which have passed the Senate.

WOOD, Secretary

**S 1451, S 1452, S 1453**, and **S 1454** were filed for first reading.

March 5, 2008

Mr. Speaker:

I return herewith **HCR 37, H 392, H 393, H 394, H 428, H 446**, as amended, and **H 465** which have passed the Senate.

WOOD, Secretary

**HCR 37, H 392, H 393, H 394, H 428, H 446**, as amended, and **H 465** were referred to the Judiciary, Rules, and Administration Committee for enrolling.

Mr. Stevenson asked unanimous consent that **H 467** be returned to the Revenue and Taxation Committee. There being no objection, it was so ordered.

### Report of Standing Committees

March 6, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **HCR 53, HCR 54, HCR 55, HJM 11, H 598, H 599, H 600**, and **H 601**.

CLARK, Chairman

**HJM 11** was referred to the Resources and Conservation Committee.

**H 599** was referred to the Revenue and Taxation Committee.

**H 601** was referred to the State Affairs Committee.

**HCR 53, HCR 54, HCR 55, H 598** and **H 600** were filed for second reading.

March 6, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 538, H 539, H 414, H 492, H 364, H 431, H 353, H 370, H 408**, as amended, **H 376**, as amended, **H 375, H 508, H 443**, and **H 469**.

CLARK, Chairman

The Speaker announced he was about to sign enrolled **H 538, H 539, H 414, H 492, H 364, H 431, H 353, H 370, H 408**, as amended, **H 376**, as amended, **H 375, H 508, H 443**, and **H 469**, and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 6, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed **H 440**, as amended in the Senate.

CLARK, Chairman

**H 440**, as amended in the Senate, was filed for first reading of engrossed bills.

March 5, 2008

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration **H 549** and **S 1385** and recommend that they do pass.

LAKE, Chairman

**H 549** and **S 1385** were filed for second reading.

March 5, 2008

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration **S 1415** and recommend that it do pass.

LOERTSCHER, Chairman

**S 1415** was filed for second reading.

March 5, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration **S 1324**, as amended, and **S 1419** and recommend that they do pass.

CLARK, Chairman

**S 1324**, as amended, and **S 1419** were filed for second reading.

March 5, 2008

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration **SCR 131, S 1380**, as amended, and **S 1397**, as amended, and recommend that they do pass.

BLACK, Chairman

**SCR 131, S 1380**, as amended, and **S 1397**, as amended, were filed for second reading.

March 5, 2008

Mr. Speaker:

We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration **H 592** and **S 1252** and recommend that they do pass.

SCHAEFER, Chairman

**H 592** and **S 1252** were filed for second reading.

March 5, 2008

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration **H 380**, as amended, and **H 451** and report them back with amendments attached to be placed on General Orders for consideration.

BLACK, Chairman

**H 380**, as amended, and **H 451** were placed on General Orders for consideration.

There being no objection, the House advanced to the Eighth Order of Business.

### Introduction, First Reading, and Reference of Bills and Joint Resolutions

#### HOUSE BILL NO. 602 BY WAYS AND MEANS COMMITTEE AN ACT

RELATING TO ALL-TERRAIN VEHICLES, UTILITY TYPE VEHICLES AND MOTORBIKES; AMENDING SECTION 49-102, IDAHO CODE, TO REVISE A DEFINITION; AMENDING SECTION 49-114, IDAHO CODE, TO DEFINE A TERM, TO REVISE DEFINITIONS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 49-402, IDAHO CODE, TO REMOVE ALL-TERRAIN VEHICLES OPERATED ON PUBLIC HIGHWAYS FROM ANNUAL FEE REQUIREMENT, TO PROVIDE A RESTRICTED VEHICLE LICENSE PLATE FEE FOR OPERATION OF CERTAIN VEHICLES, TO PROVIDE A CODE REFERENCE FOR REGISTRATION OF CERTAIN VEHICLES, TO REVISE TERMINOLOGY, TO REVISE CODE REFERENCES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 49-426, IDAHO CODE, TO REVISE TERMINOLOGY, TO PROVIDE CODE REFERENCES, TO CLARIFY A CODE REFERENCE, TO REVISE AN EXEMPTION, TO REMOVE AN EXEMPTION FROM OPERATING FEES FOR CERTAIN VEHICLES, TO PROVIDE FOR CLOSURE OF CERTAIN ROADS TO CERTAIN VEHICLES AND TO PROVIDE FOR CROSSING OF CERTAIN ROADS BY CERTAIN VEHICLES; AMENDING SECTION 49-428, IDAHO CODE, TO REVISE TERMINOLOGY AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 49-443, IDAHO CODE, TO PROVIDE FOR FURNISHING ONE LICENSE PLATE FOR CERTAIN VEHICLES AND TO PROVIDE FOR RESTRICTED VEHICLE LICENSE PLATES FOR CERTAIN VEHICLES; AMENDING SECTION 49-456, IDAHO CODE, TO DELETE AN OBSOLETE CODE REFERENCE, TO PROVIDE FOR VIOLATION OF LICENSE AND REGISTRATION STICKER REQUIREMENTS FOR OPERATION OF CERTAIN VEHICLES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 49-666, IDAHO CODE, TO REVISE

TERMINOLOGY; AMENDING SECTION 63-3622R, IDAHO CODE, TO REVISE A DEFINITION; AMENDING SECTION 67-7101, IDAHO CODE, TO REVISE A DEFINITION AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 67-7114, IDAHO CODE, TO REVISE TERMINOLOGY, TO PROVIDE A CODE REFERENCE AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 67-7122, IDAHO CODE, TO PROVIDE FOR REGISTRATION OF CERTAIN VEHICLES USED ON STATE AND FEDERAL PUBLIC LANDS, TO PROVIDE CODE REFERENCES, TO PROVIDE FOR PLACEMENT OF A REGISTRATION STICKER, TO REMOVE AN EXCEPTION, TO REVISE A REGISTRATION REQUIREMENT FOR CERTAIN MOTORBIKES AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 67-7123, IDAHO CODE, TO REVISE TERMINOLOGY, TO REVISE TRANSFER OF REGISTRATION STICKER, TO PROVIDE FOR TRANSFER OF RESTRICTED VEHICLE LICENSE PLATE AND TO PROVIDE CODE REFERENCES.

**HOUSE BILL NO. 603**  
**BY WAYS AND MEANS COMMITTEE**  
AN ACT

RELATING TO OPERATING FEES FOR VEHICLES WITH A MAXIMUM GROSS WEIGHT EXCEEDING EIGHT THOUSAND POUNDS; AMENDING SECTION 49-432, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 49-434, IDAHO CODE, TO INCREASE OPERATING FEES FOR COMMERCIAL, NONCOMMERCIAL AND FARM VEHICLES HAVING A MAXIMUM GROSS WEIGHT NOT EXCEEDING SIXTY THOUSAND POUNDS, TO PROVIDE A UNIFORM ADMINISTRATIVE FEE, TO PROVIDE AN ANNUAL REGISTRATION FEE FOR VEHICLES WITH A MAXIMUM GROSS WEIGHT BETWEEN SIXTY THOUSAND AND ONE HUNDRED TWENTY-NINE THOUSAND POUNDS, TO PROVIDE A MILEAGE SURCHARGE FOR SUCH VEHICLES, TO DELETE OBSOLETE PROVISIONS, TO DIRECT THE IDAHO TRANSPORTATION DEPARTMENT TO SPECIFY CERTAIN FORMS AND ADMINISTRATIVE PROCEDURES BY RULE, TO ASSESS A PROCESSING FEE ON REGISTRATION INSTALLMENT PAYMENTS AND TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 49-439, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; DIRECTING THE IDAHO TRANSPORTATION DEPARTMENT TO APPLY THE FEE SCHEDULE IN SECTION 2 OF THIS ACT TO REGISTRATIONS EFFECTIVE ON AND AFTER JANUARY 1, 2010, TO ALL APPLICATIONS SUBMITTED DURING THE PERIOD JULY THROUGH DECEMBER 2009; AND PROVIDING EFFECTIVE DATES.

**HOUSE BILL NO. 604**  
**BY WAYS AND MEANS COMMITTEE**  
AN ACT

RELATING TO SHOOTING RANGES; AMENDING SECTION 55-2601, IDAHO CODE, TO PROVIDE FOR CERTAIN LIMITATIONS; AMENDING SECTION 55-2603, IDAHO CODE, TO REVISE LOCAL REGULATION OF SPORT SHOOTING RANGES; AMENDING SECTION 55-2604, IDAHO CODE, TO DEFINE ADDITIONAL TERMS;

AMENDING CHAPTER 26, TITLE 55, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 55-2605, IDAHO CODE, TO PROVIDE FOR PREEMPTION OF LOCAL AUTHORITY FOR NOISE STANDARDS AND ZONING; AND AMENDING CHAPTER 26, TITLE 55, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 55-2606, IDAHO CODE, TO PROVIDE SEVERABILITY.

**H 602, H 603, and H 604** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

**S 1451, S 1452, S 1453, and S 1454**, by Finance Committee, were read the first time by title and filed for second reading.

**First Reading of Engrossed Bills**

**H 440**, as amended in the Senate, by Transportation and Defense Committee, was read the first time by title and filed for second reading.

**Second Reading of Bills and Joint Resolutions**

**H 595, H 596, and H 597** by Appropriations Committee, were read the second time by title and filed for third reading.

**SCR 129, S 1403**, as amended, **S 1428**, and **S 1410**, by Education Committee, were read the second time by title and filed for third reading.

**H 569, H 577, and H 579**, by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

**H 586**, by Ways and Means Committee, was read the second time by title and filed for third reading.

**H 565 and H 543**, as amended, by Education Committee, were read the second time by title and filed for third reading.

**HCR 52, and H 541**, as amended, by State Affairs Committee, were read the second time by title and filed for third reading.

**S 1387, S 1388, and S 1390**, by Transportation Committee, were read the second time by title and filed for third reading.

**H 512, and H 488**, as amended, by Health and Welfare Committee, were read the second time by title and filed for third reading.

**S 1370**, as amended in the House, and **S 1339**, as amended, as amended in the House, by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

**H 481**, as amended, by Business Committee, was read the second time by title and filed for third reading.

**H 363**, as amended, by Transportation and Defense Committee, was read the second time by title and filed for third reading.

**Third Reading of Bills and Joint Resolutions**

**H 448** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Crane to open debate.

The question being, "Shall **H 448** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Bayer, Bell, Bilbao, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Henbest, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Mathews, McGeachin, Mortimer, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thomas, Trail, Wills, Wood(27) Mr. Speaker. Total -- 56.

NAYS -- Barrett, Harwood, Loertscher, Luker, Marriott, Nielsen, Shepherd(08), Thayn, Vander Woude, Wood(35). Total -- 10.

Absent and excused--Bedke, Black, Henderson, Moyle. Total -- 4.

Total -- 70.

Whereupon the Speaker declared **H 448** passed the House. Title was approved and the bill ordered transmitted to the Senate.

**H 449** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Hagedorn to open debate.

The question being, "Shall **H 449** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayn, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 67.

NAYS -- None.

Absent and excused--Bedke, Black, Henderson. Total -- 3. Total -- 70.

Whereupon the Speaker declared **H 449** passed the House. Title was approved and the bill ordered transmitted to the Senate.

**H 450** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Mathews to open debate.

The question being, "Shall **H 450** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayn, Thomas, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 67.

NAYS -- Trail. Total -- 1.

Absent and excused--Bedke, Henderson. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **H 450** passed the House. Title was approved and the bill ordered transmitted to the Senate.

**H 547** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Collins to open debate.

The question being, "Shall **H 547** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayn, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 69.

NAYS -- None.

Absent and excused--Henderson. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **H 547** passed the House. Title was approved and the bill ordered transmitted to the Senate.

**H 550** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bayer to open debate.

The question being, "Shall **H 550** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott,

Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Roberts, Ruchti, Rusche, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayn, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 66.

NAYS -- Chavez, LeFavour, Ringo, Sayler. Total -- 4.  
Total -- 70.

Whereupon the Speaker declared **H 550** passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that **H 589, HCR 48, H 566, H 548, H 553, H 554, H 588, and H556** be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

**H 589** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bolz to open debate.

The question being, "Shall **H 589** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Eskridge, Hagedorn, Hart, Harwood, Henbest, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayn, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 66.

NAYS -- None.

Absent and excused--Bedke, Durst, Henderson, Marriott. Total -- 4.

Total -- 70.

Whereupon the Speaker declared **H 589** passed the House. Title was approved and the bill ordered transmitted to the Senate.

**HCR 48** was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Thayn to open debate.

The question being, "Shall **HCR 48** be adopted?"

Whereupon the Speaker declared **HCR 48** adopted by voice vote and ordered the resolution transmitted to the Senate.

**H 566** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Patrick to open debate.

The question being, "Shall **H 566** pass?"

Roll call resulted as follows:

AYES -- Anderson, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Eskridge, Hagedorn, Hart, Harwood, Henbest, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Stevenson, Thayn, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 65.

NAYS -- Andrus, Barrett. Total -- 2.

Absent and excused--Durst, Henderson, Snodgrass. Total -- 3.

Total -- 70.

Whereupon the Speaker declared **H 566** passed the House. Title was approved and the bill ordered transmitted to the Senate.

There being no objection, the House returned to the Fourth Order of Business.

#### Consideration of Messages from the Governor and the Senate

March 6, 2008

Mr. Speaker:

I return herewith **H 557** which has passed the Senate.

WOOD, Secretary

**H 557** was referred to the Judiciary, Rules, and Administration Committee for enrolling.

#### Report of Standing Committees

March 6, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 557**.

CLARK, Chairman

The Speaker announced he was about to sign enrolled **H 557**, and, when so signed, ordered it transmitted to the Senate for the signature of the President.

There being no objection, the House advanced to the Eleventh Order of Business.

#### Third Reading of Bills and Joint Resolutions

**H 548** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Boe to open debate.

The question being, "Shall **H 548** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Eskridge, Hart, Harwood, Henbest, Jaquet, Killen, King, Kren,

Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Stevenson, Thayn, Thomas, Trail, Vander Woude, Wills, Wood(27), Mr. Speaker. Total -- 65.

NAYS -- None.

Absent and excused--Durst, Hagedorn, Henderson, Snodgrass, Wood(35). Total -- 5.

Total -- 70.

Whereupon the Speaker declared **H 548** passed the House. Title was approved and the bill ordered transmitted to the Senate.

**H 553** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Mortimer to open debate.

The question being, "Shall **H 553** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Eskridge, Hart, Harwood, Henbest, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Snodgrass, Stevenson, Thayn, Thomas, Trail, Vander Woude, Wills, Wood(27), Mr. Speaker. Total -- 64.

NAYS -- None.

Absent and excused--Barrett, Durst, Hagedorn, Henderson, Smith(24), Wood(35). Total -- 6.

Total -- 70.

Whereupon the Speaker declared **H 553** passed the House. Title was approved and the bill ordered transmitted to the Senate.

**H 554** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Nielsen to open debate.

The question being, "Shall **H 554** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Collins, Crane, Eskridge, Hagedorn, Hart, Harwood, Henbest, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Snodgrass, Stevenson, Thayn, Thomas, Trail, Vander Woude, Wills, Wood(27), Mr. Speaker. Total -- 65.

NAYS -- None.

Absent and excused--Clark, Durst, Henderson, Smith(24), Wood(35). Total -- 5.

Total -- 70.

Whereupon the Speaker declared **H 554** passed the House. Title was approved and the bill ordered transmitted to the Senate.

**H 588** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bayer and Mr. Roberts to open debate.

Mr. Bayer asked unanimous consent that, pursuant to Rule 22, discussion of other bills and documents be allowed in debate of **H 588**. There being no objection, it was so ordered.

The question being, "Shall **H 588** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Collins, Crane, Durst, Eskridge, Hagedorn, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, Loertscher, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayn, Thomas, Trail, Vander Woude, Wills, Wood(35), Mr. Speaker. Total -- 62.

NAYS -- Barrett, Clark, Hart, Harwood, LeFavour, Luker, Ringo, Wood(27). Total -- 8.

Paired Votes:

AYE -- Wood(35)      NAY -- Clark

AYE -- Durst      NAY -- Ringo

(Pairs enumerated in roll call above.)

Total -- 70.

Whereupon the Speaker declared **H 588** passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that the House recess until 1:30 p.m. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House at recess until 1:30 p.m.

## RECESS

### Afternoon Session

The House reconvened at 1:30 p.m., the Speaker in the Chair.

Roll call showed 68 members present.

Absent and excused --Black, Durst. Total -- 2.

Total -- 70.

Prior to recess, the House was at the Eleventh Order of Business.

### Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that **H 556** retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

**H 587** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Wills to open debate.

The question being, "Shall **H 587** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Collins, Crane, Eskridge, Hagedorn, Hart, Harwood, Henderson, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Ruchti, Rusche, Sayler, Schaefer, Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayn, Thomas, Trail, Vander Woude, Wills, Wood(27), Mr. Speaker. Total -- 62.

NAYS -- None.

Absent and excused--Black, Clark, Durst, Henbest, Jaquet, Roberts, Shepherd(02), Wood(35). Total -- 8.

Total -- 70.

Whereupon the Speaker declared **H 587** passed the House. Title was approved and the bill ordered transmitted to the Senate.

**S 1256**, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Pasley-Stuart to open debate.

The question being, "Shall **S 1256**, as amended in the House, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Bock, Boe, Bolz, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Eskridge, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayn, Thomas, Trail, Vander Woude, Wills, Wood(27), Mr. Speaker. Total -- 63.

NAYS -- Bowers, Hagedorn, Marriott, Nonini. Total -- 4.

Absent and excused--Black, Durst, Wood(35). Total -- 3.

Total -- 70.

Whereupon the Speaker declared **S 1256**, as amended in the House, passed the House. Title was approved and the bill ordered returned to the Senate.

**S 1311** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Thayn to open debate.

The question being, "Shall **S 1311** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Eskridge, Hagedorn, Hart, Harwood, Henbest, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayn, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 66.

NAYS -- None.

Absent and excused--Black, Durst, Henderson, Roberts. Total -- 4.

Total -- 70.

Whereupon the Speaker declared **S 1311** passed the House. Title was approved and the bill ordered returned to the Senate.

**S 1269** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Brackett to open debate.

The question being, "Shall **S 1269** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Bayer, Bedke, Bell, Bilbao, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Collins, Crane, Eskridge, Hagedorn, Henbest, Henderson, Jaquet, Killen, King, Labrador, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thomas, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 52.

NAYS -- Barrett, Clark, Hart, Harwood, Kren, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Ringo, Thayn, Trail. Total -- 16.

Absent and excused--Black, Durst. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **S 1269** passed the House. Title was approved and the bill ordered returned to the Senate.

**S 1373** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Sayler to open debate.

The question being, "Shall **S 1373** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Saylor, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused--Black, Durst. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **S 1373** passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places for one legislative day. There being no objection, it was so ordered.

Mr. Moyle asked unanimous consent that beginning Friday, March 7, 2008, all House bills be placed at the top of the Third Reading Calendar, followed by House Concurrent Resolutions, Senate Finance bills, Senate bills, and Senate Concurrent Resolutions. There being no objection, it was so ordered.

There being no objection, the House returned to the Fourth Order of Business.

#### **Consideration of Messages from the Governor and the Senate**

March 6, 2008

Mr. Speaker:

I return herewith enrolled **HCR 44**, **HCR 46**, **HCR 47**, **H 537**, and **H 557** which have been signed by the President.

WOOD, Secretary

Enrolled **HCR 44**, **HCR 46**, and **HCR 47** were referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

Enrolled **H 537** and **H 557** were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

There being no objection, the House advanced to the Sixteenth Order of Business.

#### **Adjournment**

Mr. Moyle moved that the House adjourn until 10:00 a.m., Friday, March 7, 2008. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 2:06 p.m.

LAWERENCE DENNEY, Speaker

ATTEST:

BONNIE ALEXANDER, Chief Clerk